

EMERGENCY CONDEMNATION AND ORDER TO VACATE
Finding of Unfitness for Human Habitation and
Determination of Immediate Danger

In accordance with M.G.L. c. 111, §§ 127A and 127B, 105 CMR 400.000: State Sanitary Code, Chapter I: General Administrative Procedures and 105 CMR 410.000: State Sanitary Code, Chapter II: Minimum Standards of Fitness for Human Habitation, John Doe, Health Agent for the _____ Board of Health, on _____ date conducted an inspection of a dwelling located at _____, Massachusetts. A copy of the inspection report is annexed hereto.

Based on the results of that inspection, the Board of Health ("Board") finds that the dwelling is unfit for human habitation. Pursuant to M.G.L. c. 127 B and 105 CMR 410.831 (D), the Board further finds that the conditions within the dwelling are such that the danger to the life or health of the occupants of the subject dwelling is so immediate that no delay may be permitted in making this finding.

Conditions found within the dwelling, which give rise to the emergency finding of unfitness and determination of immediate danger, include: *(List conditions and regulation i.e., inadequate egress (105 CMR 410.450), etc. It is essential that this order include a description of all the material facts and conditions upon which the emergency determination was made.)*

Based upon these findings any and all occupants are hereby ordered to vacate and the landlord/owner is ordered to secure the subject dwelling within 48 hours of receipt of this order.

If any person refuses to leave a dwelling or portion thereof, which was ordered condemned and vacated s/he may be forcibly removed by the local board of health (MGL. c. 111, §127B), or by local police authorities at request of the board of health.

Furthermore, anyone who fails to comply with any order of the board of health may be subject to fines ranging from \$10-\$500. Each day's failure to comply with an order shall constitute a separate violation.

Once vacated this building may not be occupied and the placard removed without the written approval of the board of health.

Note: This is an important legal document. It may affect your rights. You should have it translated.

Signed _____
Local Board of Health

cc: Occupants
Lien Holders
Mortgage Holders
Building Inspector
Fire Department
Town Counsel